



Sen. Scott M. Bennett

Filed: 3/19/2015

09900SB1389sam001

LRB099 00118 RLC 32245 a

1 AMENDMENT TO SENATE BILL 1389

2 AMENDMENT NO. _____. Amend Senate Bill 1389 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Code of Criminal Procedure of 1963 is
5 amended by adding Section 106B-10 as follows:

6 (725 ILCS 5/106B-10 new)

7 Sec. 106B-10. Conditions for testimony by a victim who is a
8 child or a moderately, severely, or profoundly intellectually
9 disabled person or a person affected by a developmental
10 disability. In a prosecution of criminal sexual assault,
11 predatory criminal sexual assault of a child, aggravated
12 criminal sexual assault, criminal sexual abuse, or aggravated
13 criminal sexual abuse, the court may set any conditions it
14 finds just and appropriate on the taking of testimony of a
15 victim who is a child under the age of 18 years or a
16 moderately, severely, or profoundly intellectually disabled

1 person or a person affected by a developmental disability,
2 including the use of a facility dog in any proceeding involving
3 that offense. When deciding whether to permit the child or
4 person to testify with the assistance of a facility dog, the
5 court shall take into consideration the age of the child or
6 person, the rights of the parties to the litigation, and any
7 other relevant factor that would facilitate the testimony by
8 the child or the person. As used in this Section, "facility
9 dog" means a dog that is a graduate of an assistance dog
10 organization that is a member of Assistance Dogs
11 International."